

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael J. Miles, et al.  
Appl. No.: 10/539,848  
Conf. No.: 5017  
Filed: January 11, 2006  
Title: GAMING DEVICE HAVING A MODIFIER ACTIVATOR (As amended)  
Art Unit: 3714  
Examiner: Reginald A. Renwick  
Docket No.: 112300-3428

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

Sir:

In response to the Office Action dated July 10, 2008, and in conjunction with the enclosed Request for Continued Examination, please amend the above-identified patent application as follows:

**Listing of Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 14 of this paper.